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UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

MICAI DEN DIVEGENATUES S

: Case No 07 Civ. 2395 (VM)

MICALDEN INVESTMENTS S.A.,

Plaintiff,

: NOTICE OF MOTION TO DISMISS

: THE COMPLAINT PURSUANT TO

: FED. R. CIV. P. 12(b)(6)

OLGA ROSTROPOVICH, COOLEY GODWARD : KRONISH LLP, RENEE SCHWARTZ, ATOOSA :

P. MAMDANI and MAHMOUD A. MAMDANI, :

VS.

Defendants.

PLEASE TAKE NOTICE that defendants Atoosa P. Mamdani and Mahmoud A.

Mamdani (collectively the "Mamdanis"), by and through their undersigned counsel, Herrick,

Feinstein LLP, hereby move this Court for an order pursuant to Rule 12(b)(6) of the Federal

Rules of Civil Procedure for an order dismissing the Complaint filed by plaintiff Micalden

Investments S.A. ("Micalden"), as against the Mamdanis, including each and every cause of

action therein, together with such other relief as the Court deems just and proper.

In support of their motion, the Mamdanis rely upon the motion of defendants

Cooley Godward Kronish LLP and Renee Schwartz, dated May 31, 2007, Memorandum of Law

of defendants Cooley Godward Kronish LLP and Renee Schwartz in Support of its Motion to

Dismiss Pursuant to Fed. R. Civ. P. 12(b)(6), dated May 31, 2007, the transmittal affidavit of

David Parker and the annexed exhibits, dated May 31, 2007, and the Mamdanis request that this

motion be heard on the same schedule as the motion of defendants Cooley Godward Kronish LLP and Renee Schwartz.

Dated: June 28, , 2007

HERRICK, FEINSTEIN LLP

Ву

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Attorneys for Atoosa P. Mamdani and

Mahmoud A. Mamdani